

VERNON R. RICE §  
OF COUNSEL



# WORKMAN | NYDEGGER

INTELLECTUAL PROPERTY ATTORNEYS

1000 EAGLE GATE TOWER  
60 EAST SOUTH TEMPLE  
SALT LAKE CITY, UTAH 84111  
TELEPHONE: (801) 533-9800  
FAX: (801) 328-1707  
WEBSITE: [HTTP://WWW.WNLAW.COM](http://www.wnlaw.com)

Express Mailing Label No. EV 485 809 675 US

PATENT APPLICATION  
Docket No: 15292.8

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Marie Bern et al.

Serial No: 09/834,222

Filed: April 12, 2001

Confirmation No.: 3364

For: METHOD AND SYSTEM FOR PROVIDING  
MOBILE SERVICES

Examiner: Keith Ferguson

### TRANSMITTAL OF ISSUE FEE PAYMENT

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Allowance and Fee(s) Due dated January 25, 2005, please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above identified patent application:

X Fee(s) Transmittal (PTOL-85) submitted pursuant to 37 C.F.R. § 1.311.

— A Supplemental Declaration executed by the inventor(s) is submitted pursuant to 37 C.F.R. § 1.67.

X A Certificate of Express Mail Under 37 C.F.R. § 1.10 is enclosed.

X Comments on Statement of Reasons for Allowance is enclosed.

— Pursuant to the request for submission of formal drawings, enclosed are the following:

— A Letter to the Official Draftsperson;

— A set of \_\_\_\_\_ ( ) sheets of formal drawings to replace the corresponding drawings originally filed with the subject application.

— A duplicate set of the \_\_\_\_\_ ( ) sheets of formal drawings with the changes therein highlighted in red.

X Form PTO-2038 submitting Credit Card Payment in the amount of \$1,745.00 is enclosed to cover:

X The \$1,400.00 government issue fee pursuant to 37 C.F.R. § 1.18.

X The \$300.00 government publication fee pursuant to 37 C.F.R. § 1.18.(d).

X The \$45.00 fee for fifteen (15) copies of the patent when issued.

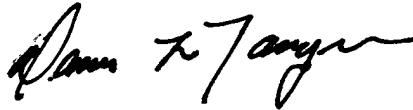
X The Commission is hereby authorized to charge payment of any additional fees or credit any overpayment to Deposit Account No. 23-3178.

X A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 28<sup>th</sup> day of February 2005.

Respectfully submitted,



DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913  
Telephone No. 801.533.9800



Express Mailing Label No. EV 485 809 675 US

PATENT APPLICATION

Docket No: 15292.9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Marie Bern et al.

Serial No: 09/834,222

Filed: April 12, 2001

Confirmation No.: 3364

For: METHOD AND SYSTEM FOR PROVIDING  
MOBILE SERVICES

Examiner: Keith Ferguson

)  
)  
)  
)  
) Art Unit  
) 2683  
)  
)  
)  
)  
)  
)  
)

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Applicant respectfully disagrees in part with the Examiner's Statement of Reasons for Allowance as set forth in the communication mailed on January 25, 2005. The Applicant concurs with the Examiner's conclusion that the prior art does not suggest or render obvious the claimed invention.

However, Applicant respectfully submits that the claimed invention as set forth in each of the independent claims and the dependent claims must be read as a whole, and not as a single feature or subcombination of features which represent less than the entirety of the claimed invention as a whole. While a particular feature or subcombination of features referred to by the Examiner in the Statement of Reasons for Allowance may represent a basis for distinguishing the claimed invention over the prior art, Applicant submits that this may not necessarily be the *sole* ground for distinguishing the claimed invention over the prior art of record. Accordingly, the Examiner's statement should, in Applicants' view, not be read as constituting or meaning that the invention can or should be reduced to a single "feature" of the invention or to a subcombination of features that is less than the entire invention claimed as a whole, nor that the single feature referenced by the

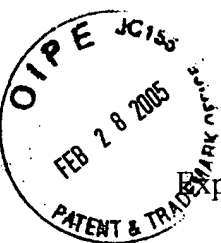
Examiner or subcombination of features referenced by the Examiner in the Statement of Reasons for Allowance is the only or sole grounds for distinguishing the invention over the prior art of record.

Dated this 28<sup>th</sup> day of February 2005.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Dana L. Tangren", with a long horizontal flourish extending to the right.

DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913  
Telephone No. 801.533.9800



Express Mailing Label No. EV 485 809 675 US

PATENT APPLICATION  
Docket No: 15292.9

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	)	
	)	
Marie Bern et al.	)	
	)	
Serial No:	)	Art Unit
09/834,222	)	2683
	)	
Filed:	)	
April 12, 2001	)	
	)	
Confirmation No.:	)	
3364	)	
	)	
For:	)	
METHOD AND SYSTEM FOR PROVIDING	)	
MOBILE SERVICES	)	
	)	
Examiner:	)	
Keith Ferguson	)	

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that following documents are being deposited with the United States Postal Service as Express Mail, postage prepaid, in an envelope addressed to: Box: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 28<sup>th</sup> day of February 2005.

- Transmittal of Issue Fee (2 pages) (in duplicate)
- PTO Form PTOL-85 transmitting payment of Issue Fee and Publication Fee
- Form PTO-2038 submitting Credit Card Payment in the amount of \$1,745.00
- Comments on Statement of Reasons for Allowance (2 pages)
- Postcard

Respectfully submitted,

DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913  
Telephone No. 801.533.9800